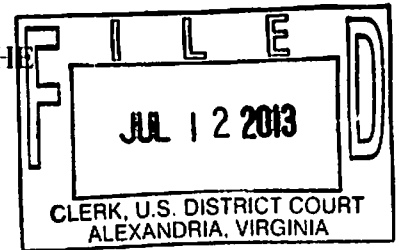


IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION



VERSATA DEVELOPMENT CORP.,)
)
Plaintiff,)
)
v.)
)
TERESA STANEK REA,)
Acting Under Secretary of)
Commerce for Intellectual Property and)
Acting Director of the United States)
Patent and Trademark Office,)
)
Defendant,)
)
SAP AMERICA & SAP AG,)
)
Defendant-Intervenors.)

Case No. 1:13-cv-328-GBL-IDD

ORDER

THIS MATTER is before the Court on Defendant's Motion to Dismiss for Lack of Subject Matter Jurisdiction (Doc. 16), Defendant's Motion to Dismiss for Failure to State a Claim (Doc. 17), and Intervenors' Motion to Dismiss, also for lack of subject matter jurisdiction (Doc. 39). For the reasons to be stated in a forthcoming Memorandum Opinion and Order,

IT IS HEREBY ORDERED that Defendant's Motion to Dismiss for Lack of Subject Matter Jurisdiction (Doc. 16) and Intervenors' Motion to Dismiss (Doc. 39) are **GRANTED**;

IT IS FURTHER ORDERED that Defendant's Motion to Dismiss for Failure to State a Claim (Doc. 17) is **DENIED** as moot;

IT IS FURTHER ORDERED that Plaintiff's Complaint is hereby **DISMISSED** without prejudice.

This Order does not constitute a final judgment, and the time for appeal will not run until the Court issues the Memorandum Opinion and Order setting forth its reasoning.

IT IS SO ORDERED.

ENTERED this 7² day of July, 2013.

Alexandria, Virginia

7 / 12 / 2013

/s/

Gerald Bruce Lee
United States District Judge